

# MAINE STATE LEGISLATURE

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Date: 5/27/19

Report B

AGRICULTURE, CONSERVATION AND FORESTRY

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
124TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "B" to H.P. 827, L.D. 1202, Bill, "An Act To Establish a Farmer's Rights in an Investigation of Intellectual Property Theft of Genetically Engineered Material"

Amend the bill in section 2 in §1055 in subsection 2 in the first line (page 2, line 6 in L.D.) by inserting after the following: "agreement" the following: 'entered into after October 1, 2009'

Amend the bill in section 3 in §1056 by striking out all of subsection 4 (page 2, lines 36 to 40 in L.D.)

Amend the bill in section 3 in §1056 by renumbering the subsections to read consecutively.

Amend the bill by inserting at the end before the summary the following:

'Sec. 4. Adoption of rules to maintain the integrity of crops. The Commissioner of Agriculture, Food and Rural Resources shall provisionally adopt rules as required under the Maine Revised Statutes, Title 7, section 1054 and submit the rules to the Executive Director of the Legislative Council no later than December 15, 2009 for review as major substantive rules in accordance with Title 5, chapter 375, subchapter 2-A. The rules must require a person growing a genetically engineered crop to select fields and cultivate the crop in a manner that maintains the integrity of all crops and minimizes potential conflicts between farmers.'

SUMMARY

This amendment is a minority report of the committee and clarifies that the provisions regarding actions alleging a violation of a technology use agreement apply only to technology use agreements entered into after October 1, 2009. It also removes a provision regarding the unknowing possession or use of genetically engineered plants that is similar to a provision in the Maine Revised Statutes, Title 7, section 1053. This amendment also directs the Commissioner of Agriculture, Food and Rural Resources to provisionally adopt major substantive rules requiring a person planning to grow a

1. genetically engineered crop to select fields and cultivate the crop in a manner that
2. maintains the integrity of all crops and minimizes potential conflicts between farmers and
3. submit the rules to the Executive Director of the Legislative Council by no later than
4. December 15, 2009 for review in accordance with Title 5, chapter 375, subchapter 2-A.

**FISCAL NOTE REQUIRED**

**(See attached)**



# 124th MAINE LEGISLATURE

LD 1202

LR 931(03)

## An Act To Establish a Farmer's Rights in an Investigation of Intellectual Property Theft of Genetically Engineered Material

Fiscal Note for Bill as Amended by Committee Amendment "B"

Committee: Agriculture, Conservation and Forestry

Fiscal Note Required: Yes

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### Fiscal Note

Minor cost increase - General Fund  
Minor revenue increase - General Fund

#### Correctional and Judicial Impact Statements

Increases the number of civil suits.

The collection of additional filing fees may also increase General Fund revenue by minor amounts.

#### Fiscal Detail and Notes

Additional costs to the Department of Agriculture, Food and Rural Resources associated with rulemaking can be absorbed within existing budgeted resources.